

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JOHN ROBERT DEMOS, JR.,

Plaintiff,

v.

DONALD J. TRUMP, et al.,

Defendants.

CASE NO. 3:25-CV-5249-BHS-DWC

REPORT AND RECOMMENDATION

Noting Date: April 22, 2025

Plaintiff John Demos, Jr., a state prisoner, has filed an application for leave to proceed *in forma pauperis* (“IFP”) and a proposed civil rights complaint. Dkts. 1; 1-1. As discussed below, the Court finds the proposed complaint should be dismissed without prejudice and the IFP application should be denied.

Plaintiff was convicted in 1978 of attempted rape and first-degree burglary and received an indeterminate sentence of 240 months to life in prison. *See State v. Demos*, 94 Wash. 2d 733, 734 (1980). Plaintiff is well-known locally and nationally as an abusive litigant. He is under pre-filing bar orders in a number of courts, including this Court, the Eastern District of Washington, the Washington State courts, the Ninth Circuit Court of Appeals, and the United States Supreme

1 Court. *See, e.g., Demos v. Storrrie*, 507 U.S. 290, 291 (1993) (per curiam). Bar orders of this  
2 Court provide that Plaintiff may submit only three IFP applications and proposed actions each  
3 year. *See In re John Robert Demos*, MC91-269-CRD (W.D. Wash. Jan. 16, 1992) [“1992 Bar  
4 Order”]; *In re Complaints and Petitions Submitted by John Robert Demos* (W.D. Wash. Dec. 15,  
5 1982). The 1992 Bar Order further provides that this Court will not accept for filing a proposed  
6 complaint unless it “is accompanied by an affidavit that the claims have not been presented in  
7 any other action in any court and that [Plaintiff] can and will produce evidence to support his  
8 claims.” 1992 Bar Order at 3. Additionally, under 28 U.S.C. § 1915(g), Plaintiff must  
9 demonstrate “imminent danger of serious physical injury” to proceed IFP because he has had  
10 numerous prior actions dismissed as frivolous, malicious, or for failure to state claim. *See Demos*  
11 *v. Lehman*, MC99-113-JLW (W.D. Wash. Aug. 23, 1999).

12 Plaintiff may not proceed with this action. In the proposed complaint, Plaintiff alleges  
13 claims against Donald Trump, J.D. Vance, John G. Roberts, the U.S. Speaker of the House, the  
14 U.S. Senate Majority Leader, the U.S. Solicitor General, the Governor of the State of  
15 Washington, the Washington State Attorney General, the Washington State Speaker of the  
16 House, the Washington State Senate Majority Leaders, and the Washington State Supreme Court  
17 Chief Justice. Dkt. 1-1 at 2-3, 9. Plaintiff appears to challenge the use of informations in place of  
18 indictments in criminal proceedings. *See id.* at 11. Plaintiff’s proposed complaint does not  
19 contain “a plausible allegation that [he] faced imminent danger of serious physical injury at the  
20 time of filing.” *Andrews v. Cervantes*, 493 F.3d 1047 (9th Cir. 2007) (internal citations omitted).  
21 It also is patently frivolous.

22 Accordingly, the undersigned recommends Plaintiff’s proposed complaint (Dkt. 1-1) be  
23 dismissed, the IFP application be denied as moot (Dkt. 1), and this case be closed.

Dated this 1st day of April, 2025.

David W. Christel  
United States Magistrate Judge